



# APPLICATION FOR SCALLOP LICENSE

U.S. Dept. of Commerce/NOAA  
National Marine Fisheries Service  
Restricted Access Management Program  
P.O. Box 21668  
Juneau, AK 99802-1668  
(800) 304-4846 toll free / 586-7202 in Juneau  
(907) 586-7354 fax



**BLOCK A - Scallop Moratorium Permit Number:**

**THIS BLOCK FOR NMFS USE ONLY**

Assigned License Number \_\_\_\_\_

## BLOCK B - APPLICANT

1. Name(s)

2. SSN (optional) or Tax ID

3. Business Mailing Address (street or P.O. Box, city, state, zip code)

4. Business Telephone

5. Agent or Managing Company, if any

6. Business FAX

7. Is the applicant a U.S. citizen, or a U.S. business (corporation, partnership, or other association)?

☐ Yes

☐ No

## BLOCK C - QUALIFYING LANDINGS

1. Recent Landings: indicate in which of the following years you made legal landings of scallops under the Scallop Moratorium Permit.

☐ 1996

☐ 1997

☐ 1998 (through October 9, 1998 only)

2. Indicate Registration Area(s) in which you are claiming qualifying landings.

☐ Registration Area H (Cook Inlet)

☐ Outside Registration Area H

**BLOCK D - LIST VESSELS USED FOR QUALIFYING LANDINGS**

1. Vessel Name	2. ADF&G Number	3. U.S. Coast Guard Number	4. Length Overall (in feet) on 2/8/99
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**BLOCK E - CERTIFICATION**

Under penalties of perjury, I declare that to the best of my knowledge and belief, the information presented on this Application is true, correct and complete.

1. Signature

2. Applicant's name (print or type)

3. Date

4. Title, if Agent



# INSTRUCTIONS

## Application for Scallop License

### *General Information*

The Scallop License Limitation Program is authorized in Federal regulations at 50 CFR Part 679, and provides that any vessel that is catching and retaining scallops within the EEZ off Alaska must have an original Scallop LLP License on board at all times it is catching and retaining scallops.

Licenses will be issued to approved “eligible applicants.” A person may receive more than one scallop license if entitled to do so under eligibility rules.

**Definitions:** For purposes of implementation of the Scallop License Limitation Program, the term

**“Person”** means: any individual who is a citizen of the United States or any corporation, partnership, association or other entity (or its successor-in-interest), regardless of whether or not organized or existing under the laws of any state, who is a U.S. citizen.

**“Qualified Person”** means: a person who was eligible on February 8, 1999, to document a fishing vessel under Chapter 121, Title 46, U.S.C.

**“Eligible Applicant”** means: a qualified person who submitted an application during the application period announced by NMFS and:

(a) was named on a State of Alaska Scallop Moratorium Permit or Federal Scallop Moratorium Permit on February 8, 1999; and used the moratorium permit held on February 8, 1999, to make legal landings of scallops in each of any 2 calendar years from January 1, 1996, through October 9, 1998;

or

(b) who is an individual that can demonstrate eligibility pursuant to the Rehabilitation Act of 1973 at 29 U.S.C. 79(a).

### **License Endorsements:**

**Area:** Scallop licenses have no area endorsements, all licenses are statewide.

**Gear:** If the eligible applicant was a Scallop Moratorium Permit holder with a “Scallop Registration Area H” (Cook Inlet) endorsement and did not make a legal landing of scallops caught outside of Area H during January 1, 1996, through October 9, 1998, the license will have a gear endorsement restricting gear to a single 6 foot (1.8 m) dredge in all areas.

**Maximum Length Overall (MLOA):** An MLOA will be specified on the scallop license equal to the MLOA on February 8, 1999, of the longest vessel used to make legal landings of scallops during

the period January 1, 1996, through October 9, 1998.

## Completing the Application

These instructions provide you with general information about the application process, and specific instructions for completing each block on the application form. Remember, you must prepare and submit a separate application for each scallop license. Feel free to duplicate the blank application and attach additional sheets as necessary. Remember:

- ✓ Please type or print legibly in ink.
- ✓ Make a copy of the completed application for your records.
- ✓ Send completed forms together with any supporting documents to RAM (see address at the end of these instructions).
- ✓ If you have any questions about this application, please contact RAM at the address and phone number set out at the end of these instructions.

### ***Block A - Scallop Moratorium Permit Number***

Enter the number of the Scallop Moratorium Permit held by the applicant under which legal landings of scallops were made during January 1, 1996, through October 9, 1998.

### ***Block B - Applicant***

1. Enter the name(s) of the applicant.
2. Enter the Social Security Number (SSN) or Tax Identification Number of the applicant(s).

**Privacy Act Statement:** Federal regulations (at 50 CFR Part 679) authorize collection of this information. This information is used to verify the identity of the applicant and to accurately retrieve confidential records related to federal commercial fishery permits. Where the requested information is your Social Security Number (SSN), disclosure of your SSN is voluntary; in the event that you do not provide it, NMFS will assign a unique code that will identify your records.

3. Enter the complete business mailing address of the applicant. Include the street or Post Office Box number, and the city, state, and zip code.
4. Enter the applicant's business telephone number.
5. Enter the name of the agent or company (other than the applicant) that manages the operations of the applicant.
6. Enter the applicant's business facsimile (fax) number.
7. Indicate if the applicant is a U.S. citizen, or a U.S. business (corporation, partnership, or

other association).

### ***Block C - Qualifying Landings***

1. Indicate the years in which the applicant made legal landings of scallops (1996, 1997, and 1998 (through 10/9/98)).
2. Indicate whether the legal scallop landings during the period indicated in C-1 above were inside Registration Area H or outside Area H (Cook Inlet).

### ***Block D - List Vessels Used for Qualifying Landings***

1. Enter the name(s) of the vessel(s) that made qualifying landings during the period in C-1.
2. Enter the vessel(s) Alaska Department of Fish and Game (ADF&G) number(s).
3. Enter the vessel(s) official U.S. Coast Guard number(s).
4. Enter the vessel(s) length overall (LOA) in feet on 2/8/99. For the longest vessel used by the applicant to make legal landings of scallops during the qualifying period in C-1, attach proof of that LOA on 2/8/99.

### ***Block E - Certification***

- 1-3. Sign and print your name, and date this application.
4. If you are an agent completing this application on behalf of the vessel owner, enter your title.

## **Suggested Evidence to Support Your Claims**

The following describes the types of evidence that you may be required to submit to support statements made in the application, if your claim differs from NMFS official scallop LLP record; or, if required by regulations at 50 CFR Part 679:

**To establish vessel ownership as of a certain date:** U.S. Coast Guard documentation or registration, copy of a bill of sale, or other sales agreement.

**To establish a vessel's length overall (LOA):** Reliable documentation of the vessel's qualifying LOA such as a vessel survey, builder's plan, state or Federal registration certificate, or other reliable or probative documents that clearly identify the vessel and its LOA; for the original qualifying length such documents must be dated before February 8, 1999.

**To establish qualifying landings:** State of Alaska fish tickets for legal scallop landings, clearly showing if the harvest area was inside or outside the Cook Inlet Regulatory Area.

**To establish successor-in-interest:** Valid evidence of the death of the eligible applicant at the time of application, if an individual; or that the eligible applicant is no longer in existence at the time of application, if not an individual. For ex., copies of death certificates and wills, corporate dissolution documents, etc. Also, provide court decrees or other documents that clearly name and show the status of a successor to the qualifying person.

## **Application Processing**

In most cases, RAM will be able to process your application in a matter of days; however, the volume of applications and other responsibilities may result in delays. Therefore, please allow at least 10 days for processing of your license. **Do not wait until right before an opening to apply for your license as you may not receive it on time.** You may submit your application by facsimile.

The claims on your application will be compared with the data and other information available to RAM. If your claims cannot be verified (due to insufficient or lack of evidence), you will be notified and allowed 60 days during which to supply additional evidence. If the evidence you provide is sufficient to establish your claim, a license (or a component thereof) will be issued. If not, your application will be denied, and you will receive an Initial Administrative Determination that explains, in detail, the reasons for the denial. Any such determination may be appealed to the NMFS Office of Administrative Appeals.

Under the regulations, an interim-use license may be issued at the time an Initial Administrative Determination denying a license application is prepared.

When processing has been completed, and if your claims have been verified, RAM will mail your license via first class mail, **unless** you enclose a pre-paid express envelope, you provide an account number for a private express carrier, or you have arranged to have your license expedited by a private facilitator or courier.

For additional information, please contact:

**National Marine Fisheries Service  
Restricted Access Management Program  
P.O. Box 21668  
709 W. 9th St., Suite 713  
Juneau, AK 99802-1668  
Tel: 800-304-4846 (#2) or 907-586-7202 (#2)  
Fax: 907-586-7354**

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The information provided on this application will be used to determine the eligibility of the applicant(s) for a scallop license under the license limitation program regulations which can be found at 50 CFR 679.4.

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#### **PUBLIC REPORTING BURDEN STATEMENT**

Public reporting burden for this collection of information is estimated to average 2.0 hours per response, including the time for reviewing the instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Assistant Regional Administrator, Sustainable Fisheries Division, NOAA National Marine Fisheries Service, P.O. Box 21668, Juneau, AK 99802-1668 (Attn: Lori Gravel).

#### **ADDITIONAL INFORMATION**

Before completing this form please note the following: 1) Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number; 2) This information is being used to manage the Scallop License Limitation Program; 3) Responses to this information request are confidential under section 402(b) of the Magnuson-Stevens Act (16 U.S.C. 1801, et seq.). They are also confidential under NOAA Administrative Order 216-100, which sets forth procedures to protect confidentiality of fishery statistics.

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